

## Message Text

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ACTION IO-13

INFO OCT-01 CIAE-00 CU-02 INR-07 NSAE-00 USIA-06 AF-08

ARA-06 EA-07 EUR-12 NEA-10 ISO-00 IOE-00 OIC-02 PA-01

PRS-01 L-03 /079 W

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P 031830Z NOV 76

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC PRIORITY 3659

INFO AMEMBASSY BONN PRIORITY

AMEMBASSY BRUSSELS PRIORITY

AMEMBASSY THE HAGUE PRIORITY

AMEMBASSY LONDON PRIORITY

AMEMBASSY PARIS PRIORITY

USMISSION USUN NEW YORK

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NESCO

E.O. 11652: N/A

TAGS: PORG, OCON, UNESCO

SUBJECT: 19TH GENERAL CONFERENCE, NAIROBI: SECOND MEETING,  
DRAFTING AND NEGOTIATING GROUP (DNG)

1. NEGOTIATING GROUP'S SECOND MEETING WAS HOUR AND A HALF  
NORMING OF NOVEMBER 3. AGENDA ITEMS SO FAR ASSIGNED ARE 9, 10,  
11, 12, 67 AND 76. WILLIAM B. JONES ATTENDED FOR AMBASSADOR  
REINHARDT WHO HAD BEEN DESIGNATED U.S. MEMBER OF DNG.

2. ENTIRE DISCUSSION THIS MEETING SPENT ON PROCEDURAL MATTER  
INVOLVING WHO COULD PARTICIPATE IN DNG SESSIONS. CHAIRMAN  
BOISSIER-PALUN TOOK EXTREMELY HARD LINE IN NARROWLY  
INTERPRETING GC DECISION ON HOW DNG WILL FUNCTION.

3. CHAIRMAN FIRST INSISTED THAT EACH COUNTRY REPRESENTED ON  
DNG MUST INFORM DNG CHAIRMAN OFFICIALLY WHO WILL BE THEIR  
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REPRESENTATIVE. AS OF START OF SESSION ONLY SIXTEEN MEMBERS

HAD INFORMED SECRETARIAT IN WRITING AS TO THEIR REPRESENTATION. U.S. HAD OFFICIALLY NOTIFIED SECRETARIAT THAT AMBASSADOR REINHARDT WOULD BE ITS MEMBER.

4. USSR WAS AMONG STATES WHO HAD NOT OFFICIALLY GIVEN NOTICE OF ITS REPRESENTATION. KOUTAKOV (USSR EXECUTIVE BOARD MEMBER) ORALLY ASSURED CHAIRMAN THAT HE INDEED DID REPRESENT THE USSR AND THAT EVERYONE THERE KNEW WHO HE WAS. HOWEVER, IF CHAIRMAN INISTED ON A LETTER, USSR WOULD PROVIDE ONE. CHAIRMAN INISTED ON LETTER.

5. CHAIRMAN WENT ON TO INTERPRET GC DECISION THAT ONLY THE PERSON NAMED OFFICIALLY BY HIS COUNTRY COULD ATTEND MEETINGS. IF PERSON DEPARTS GC EARLY, OR WAS ABSENT FROM MEETING, OR WAS ILL, THAT COUNTRY WOULD NOT BE REPRESENTED. HE SAID NO PROVISIONS HAD BEEN MADE FOR DEPUTIES TO BE NAMED. THEREFORE, MEMBER STATES SHOULD DESIGNATE A PERSON WHO WOULD BE ABLE TO ATTEND ALL THE DNG SESSIONS THROUGHOUT GC. AFTER SOME DISCUSSION, WITH CHAIRMAN BY DNG BY NORWAY, ROMANIA, FRANCE, AND CHAIRMAN OF EXECUTIVE BOARD, WYNTER, BOISSIER-PALUN RULED THAT ONLY ONE PERSON COULD REPRESENT A COUNTRY, THAT CHOSEN PERSON COULD NOT BE CHANGED THROUGHOUT GC. DECISION IN CASE OF ILLNESS OR FORCE MAJEUR WAS TO BE REFERRED TO GENERAL COMMITTEE TO DECIDE IF JUSTIFICATION EXISTED TO CHANGE THE ONE OFFICIAL REPRESENTATIVE OF A STATE IN DNG. RATIONALE WAS THAT CONTINUITY OF ONE PERSON AT SUFFICIENTLY HIGH LEVEL WITHIN DELEGATIONS WAS ESSENTIAL FOR DNG TO FUNCTION PROPERLY; THAT GIVE AND TAKE REQUIRED TO NEGOTIATE COULD NOT BE ACCOMPLISHED IF A ROTATING SERIES OF PEOPLE WERE TO REPRESENT EACH STATE.

6. IRAQ RAISED A QUESTION REGARDING PROPRIETY OF U.S. BEING REPRESENTED BY WILLIAM B. JONES SINCE AMBASSADOR REINHARDT WAS THE OFFICIALLY DESIGNATED U.S. MEMBER.

7. IN VIEW OF THIS TURN OF EVENTS, U.S. SUBMITTED NEW LETTER OFFICIALLY DESIGNATING MR. WILLIAM B. JONES TO BE ITS MEMBER OF DNG VICE AMBASSADOR REINHARDT.

8. DISCUSSION THEN TURNED TO POSSIBLE PARTICIPATION OF ADVISERS FOR MEMBERS OF DNG. AFTER SOME DISCUSSION, CHAIRMAN LIMITED OFFICIAL USE

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RULED THAT EACH STATE INVOLVED COULD DESIGNATE UP TO TWO ADVISERS FOR ITS MEMBER. THESE TWO NAMES MUST BE SUBMITTED OFFICIALLY TO THE SECRETARIAT. ONLY THESE TWO PEOPLE WOULD BE ALLOWED TO ATTEND DNG MEETINGS. HOWEVER, ONLY ONE ADVISER AT A TIME COULD BE IN ROOM. RATIONALE WAS THAT ONLY WAY TO ASSURE PRIVATENATURE OF MEETINGS WAS TO RESTRICT TOTAL NUMBER OF PEOPLE ALLOWED TO PARTICIPATE. BOISSIER-PALUN ALSO POINTED OUT THAT MEMBERS COULD CONSULT WITH ANY NUMBER OF THEIR ADVISERS

BEFORE MEETING, AND COULD LEAVE MEETING AT ANY TIME TO CONSULT WITH THEM OUTSIDE THE MEETING ROOM.

9. CHAIRMAN THEN ADJOURNED DNG MEETING AT REQUEST OF SEVERAL MEMBERS WHO WISHED ATTEND COMMISSION III. HE ASKED FOR OFFICIAL NOTIFICATION OF REPRESENTATIVE AND ADISERS FOR EACH MEMBER STATE BY THE AFTERNOON MEETING.

10. IN VIEW THESE DECISIONS, U.S. SUBMITTED A SECOND LETTER DESIGNATING MR. CONSTANTINE WARVARIV AND MR. LOUIS G. SLEEPER AS ADVISERS FOR ITS MEMBER OF DNG.

11. COMMENT: IT APPEARS CHAIRMAN BOISSIER-PALUN IS GOING TO APPLY TOUGH AND LEGALISTIC INTERPRETATIONS TO FUNCTIONING OF DNG, FOLLOWING BOTH INTENT AND LETTER OF GC DECISION ESTABLISHING DNG. HE IS IN CHARGE AND INTENDS TO KEEP LID ON. HE WANTS ONLY HIGH LEVEL PEOPLE AS MEMBERS OF DNG. HE WANTS THEM TO ATTEND ALL MEETINGS. ONE REASON IS TO SEEK CONTINUITY CONSISTENCY IN NEGOTIATIONS. OTHER REASON PROBABLY IS TO SEEK TO TIE DOWN TOP PEOPLE OF DELEGATIONS WITHIN DNG AS REQUIRED. HE WANTS TO KEEP MEETINGS PRIVATE AND HOLD TOTAL NUMBER OF PEOPLE ALLOWED INSIDE ROOM TO PERSONS WHO HE AND SECRETARIAT KNOW BY SIGHT.

DECON 11/3/77.  
MARSHALL

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